

## SENATE—Wednesday, February 2, 2000

The Senate met at 9:30 a.m. and was called to order by the President pro tempore [Mr. THURMOND].

The PRESIDENT pro tempore. Today's prayer will be offered by our guest Chaplain, Rev. Luis Leon, St. John's Episcopal Church, Washington, DC. He is a guest of Senator MARY LANDRIEU.

We are pleased to have you with us.

### PRAYER

The guest Chaplain, Rev. Luis Leon, offered the following prayer:

Gracious God, who has given us this good land for our heritage, we humbly pray that we may always prove ourselves a people mindful of the grace You have granted us. Bless our land with honorable industry, sound learning, and faithful leadership. Save us from violence and discord, confusion and chaos, pride and arrogance. Defend our liberties and fashion into one Nation the good people brought here out of many lands and languages. Endue with a spirit of wisdom those to whom in Your name we entrust the authority of government, especially the President and the Congress of the United States, that there may be justice and mercy in this land. Strengthen our resolve to see fulfilled all hopes for a lasting peace among all nations. In a time of prosperity, fill our hearts with thankfulness, and in a day of trouble remind us that we still belong to You. All this we ask in Your name. Amen.

### PLEDGE OF ALLEGIANCE

The Honorable ORRIN HATCH, a Senator from the State of Utah, led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### RECOGNITION OF THE ACTING MAJORITY LEADER

The PRESIDING OFFICER (Mr. AL-LARD). Senator GRASSLEY is recognized.

### SCHEDULE

Mr. GRASSLEY. Mr. President, for the leader, I would like to give today's schedule.

Today the Senate will resume consideration of the bankruptcy reform bill. Senator SCHUMER will be recognized to debate his amendments regarding safe harbor and clinic violence. There are several other amendments remaining, and those amendments will be debated throughout this morning's session.

All votes, including final passage, will be stacked and are expected to begin at approximately 12 o'clock noon. After disposition of the bankruptcy bill, the Senate is expected to begin consideration of the nomination of Alan Greenspan to continue as Chairman of the Federal Reserve Board.

The leader thanks all Senators for their attention.

I yield the floor.

### RESERVATION OF LEADER TIME

The PRESIDING OFFICER. Under the previous order, the leadership time is reserved.

### BANKRUPTCY REFORM ACT OF 1999

The PRESIDING OFFICER. Under the previous order, the Senate will now resume consideration of S. 625, which the clerk will report.

The senior assistant bill clerk read as follows:

A bill (S. 625) to amend title 11, United States Code, and for other purposes.

Pending:

Schumer/Durbin amendment No. 2762, to modify the means test relating to safe harbor provisions.

Schumer amendment No. 2763, to ensure that debts incurred as a result of clinic violence are nondischargeable.

Feingold modified amendment No. 2748, to provide for an exception to a limitation on an automatic stay under section 362(b) of title 11, United States Code, relating to evictions and similar proceedings to provide for the payment of rent that becomes due after the petition of a debtor is filed.

Levin amendment No. 2658, to provide for the nondischargeability of debts arising from firearm-related debts.

Mr. REID addressed the Chair.

The PRESIDING OFFICER. The Senator from Nevada.

Mr. REID. If I could say to the acting majority leader, we do hope to finish the bankruptcy bill this morning. As I have indicated, we have Senators FEINGOLD and LEVIN coming over shortly after 11 o'clock. It will take until 11 o'clock with what Senator SCHUMER has to work on.

I would also say that we want to make sure the record is clear; the leader was wondering about the vote that was originally scheduled on the nuclear waste motion to proceed, whether or not that needed to go forward. I want the record to reflect that the Senators from Nevada withdraw their objection and that the vote need not go forth.

Mr. GRASSLEY. I have been informed by staff that we will work on that agreement, and it seems that can be accomplished.

The PRESIDING OFFICER. Under the previous order, the Senator from New York, Mr. SCHUMER, is recognized to call up his amendments.

Mr. SCHUMER. I thank the Chair.

First, I ask that the amendment be considered as read. It is at the desk.

The PRESIDING OFFICER. To which amendment is the Senator referring?

Mr. SCHUMER. Amendment No. 2763. On the other amendment, I just inform my good friend from Iowa, we are trying to work out a compromise and we may not have to debate it—the one on the safe harbor.

Mr. GRASSLEY. We think we can.

Mr. SCHUMER. So we now call up amendment No. 2763, and if we cannot work out a compromise on the other, then I would reserve the right to bring it up.

### AMENDMENT NO. 2763

(Purpose: To ensure that debts incurred as a result of clinic violence are nondischargeable)

The PRESIDING OFFICER. Amendment No. 2763 is currently pending before the Senate.

The clerk will report.

The bill clerk read as follows:

The Senator from New York [Mr. SCHUMER], for himself, Mrs. FEINSTEIN, Mr. LEAHY, Mrs. MURRAY, Mr. LAUTENBERG, and Mr. DURBIN, proposes an amendment numbered 2763.

The amendment is as follows:

On page 124, between lines 14 and 15, insert the following:

### SEC. 322. NONDISCHARGEABILITY OF DEBTS INCURRED THROUGH THE COMMISSION OF VIOLENCE AT CLINICS.

Section 523(a) of title 11, United States Code, as amended by section 224 of this Act, is amended—

(1) in paragraph (18), by striking “or” at the end;

(2) in paragraph (19)(B), by striking the period and inserting “; or”; and

(3) by adding at the end the following:

“(20) that results from any judgment, order, consent order, or decree entered in any Federal or State court, or contained in any settlement agreement entered into by the debtor, including any damages, fine, penalty, citation, or attorney fee or cost owed by the debtor, arising from—

“(A) an actual or potential action under section 248 of title 18;

“(B) an actual or potential action under any Federal, State, or local law, the purpose of which is to protect—

“(i) access to a health care facility, including a facility providing reproductive health services, as defined in section 248(e) of title 18 (referred to in this paragraph as a ‘health care facility’); or

“(ii) the provision of health services, including reproductive health services (referred to in this paragraph as ‘health services’);

“(C) an actual or potential action alleging the violation of any Federal, State, or local